

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MASSACHUSETTS

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C.A. No. 04-10643 MLW  
U.S. DISTRICT COURT  
DISTRICT OF MASS.

JUDITH THIBEAU  
and GEORGE THIBEAU,  
Plaintiffs,

v.

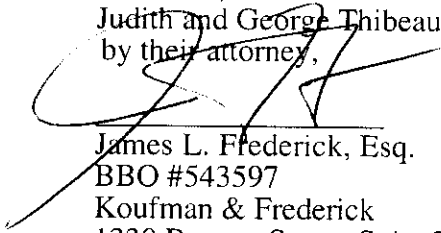
UNITED STATES OF AMERICA  
Defendant.

**PLAINTIFFS' ASSENTED TO MOTION TO JOIN ADDITIONAL DEFENDANT  
AND CONSOLIDATE CASES**

Pursuant to Rule 20 of the Federal Rules of Civil Procedure, plaintiffs hereby move this court to join as defendant in this action the following entity: East Boston Neighborhood Health Center Corporation, which is the defendant in an action originally brought in Massachusetts Superior Court and which was removed to the U.S. District Court For The Eastern District Of Massachusetts. The case against the East Boston Neighborhood Health Center Corporation is currently pending in this court and has been assigned Docket Number 04CV10951MLW. In the alternative and in addition plaintiffs move to consolidate the case against East Boston Neighborhood Health Center Corporation with the instant case, making the instant case the lead case.

As grounds for this motion plaintiffs state that the right to relief that they assert against the United States of America and the East Boston Neighborhood Health Center Corporation arise out of the same occurrence, and that there are questions of fact common to all defendants that will arise in both cases. In particular, plaintiffs claims arise out of an accident suffered by plaintiff Judith ThibEAU on September 24, 2002 on premises owned or maintained by the East Boston Neighborhood Health Center Corporation, just after she had been treated at the Vision Center of the East Boston Neighborhood Health Center, which is funded and administered by the United States Department of Health and Human Services.

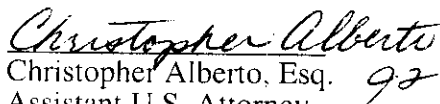
Plaintiffs,  
Judith and George Thibau,  
by their attorney,



James L. Frederick, Esq.  
BBO #543597  
Koufman & Frederick  
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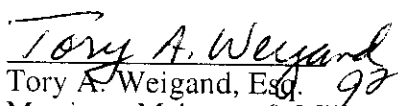
Assented To:

Defendant, United States  
by its attorney:



Christopher Alberto, Esq. 92  
Assistant U.S. Attorney  
United States Attorney for The District of Massachusetts  
U.S. Courthouse, Suite 9200  
1 Courthouse Way  
Boston, MA 02210

Defendant, East Boston Neighborhood Health Center Corporation  
by its attorney



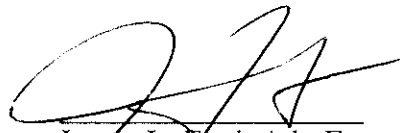
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250 Summer Street  
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**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the above document was served upon the attorney of record for each other party by first class mail on July 19, 2004.

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